Applicant: Paul A. Hoisington et al. Attorney's Docket No.: 09991-148001

Serial No. : 10/749,829

Filed: December 30, 2003

Page: 7 of 7

## REMARKS

Prior to this response, claims 1-12, 16-18, 20, 23-28, and 34-44 were pending. The Examiner has allowed claims 1-12, 16-18, 20, 23-28, and 34, and indicated that claims 36, 37, and 39-43 would be allowable if rewritten in independent form including all of the limitations of the base claim and intervening claims. The Examiner rejected claims 35, 38, and 44. Applicants have rewritten claim 35 to include the allowable subject matter of claim 43 (now canceled). Claims 36-42 and 44 depend from amended claim 35, and should be allowable for at least the same reason as amended claim 35. Although Applicants have amended claim 35, Applicants do not acquiesce with the Examiner's position or any other positions that have not been explicitly addressed. Indeed, Applicants are considering the filing of a continuation application to pursue the subject matter covered by canceled claim 35. In addition, the applicants' amendments to the claims should not be understood as implying that no other reasons for the patentability of the claims exist.

Please apply any credits or additional charges to deposit account 06-1050, referencing (09991-148001).

Respectfully submitted,

(n. alla)

Date: February 1, 2007

Frank R. Occhiuti Reg. No. 35,306

Fish & Richardson 225 Franklin Street Boston, MA 02110-2804 Telephone: (617) 524-5070

Facsimile: (617) 542-8906